

ORDINANCE NO. 2010

**AN ORDINANCE CREATING SECTION 1.04.060 UNIFORM APPEAL AND HEARING
PROCEDURE OF THE CENTRAL POINT MUNICIPAL CODE**

RECITALS:

A. Prior to 2006 the Central Point Municipal Code contained an appeal ordinance specific to planning, zoning and land use decisions.

B. Land use related appeals are now provided for by the City's zoning ordinances.

C. Recent legislation has manufactured a need for a uniform appeals procedure for review of administrative decisions as provided by the Central Point Municipal Code.

THE PEOPLE OF THE CITY OF CENTRAL POINT DO ORDAIN AS FOLLOWS:

SECTION 1. Section 1.04.060 of the Central Point Municipal Code is adopted herein to be incorporated in the Central Point Municipal Code.

Chapter 1.04
General Provisions

Sections:

1.04.060 Uniform Appeal and Hearing Procedure

1.04.060 Uniform Appeal and Hearing Procedure

In this section the word "appellant" means a person appealing from an administrative decision. Except as otherwise provided in this code, a person who is authorized to appeal from an administrative decision under this code shall follow the procedure stated in this section.

A) The appellant shall file with the recorder a written notice of appeal together with a written statement listing the reason for requesting the revocation or modification of the decision within 10 days after the day on which appellant is notified of the administrative decision from which appeal is requested.

B) The council shall hear the appeal within 30 days after the recorder receives the notice and statement of appeal, unless the appellant consents to an extension of time.

C) The recorder shall notify the appellant of the time and place of the hearing, along with other persons who have an interest in the subject matter of the hearing.

D) At the hearing the appellant or other parties interested may present witnesses and offer evidence in support of their case and, in the discretion of the council evidence may be heard to sustain the administrative decision.

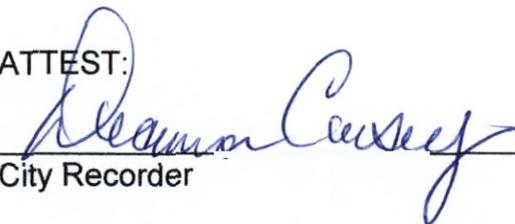
E) The council shall make written findings, recommendations, or orders on any matter heard by it and the recorder shall send a copy thereof to the appellant.

SECTION 2. Codification. Provisions of this Ordinance shall be incorporated in the City Code and the word Ordinance may be changed to "code", "article", "section", "chapter", or other word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that any Whereas clauses and boilerplate provisions need not be codified and the City Recorder is authorized to correct any cross references and any typographical errors.

SECTION 3. Effective Date. The Central Point City Charter states that an ordinance enacted by the council shall take effect on the thirtieth day after its enactment. The effective date of this ordinance will be the thirtieth day after the second reading.

28th Passed by the Council and signed by me in authentication of its passage this day of May, 2015.


Mayor Hank Williams

ATTEST:

City Recorder